



# Nevada State Board of Medical Examiners

## \* \* \* MINUTES \* \* \*

### OPEN SESSION TELEPHONE CONFERENCE BOARD MEETING

Held in the Conference Room at the Offices of the  
Nevada State Board of Medical Examiners  
1105 Terminal Way, Suite 301, Reno, NV 89502

and videoconferenced to:

the Conference Room at the Offices of the Nevada State Board of  
Medical Examiners/Nevada State Board of Dental Examiners  
6010 S. Rainbow Boulevard, Building A, Suite 1, Las Vegas, Nevada 89118

***WEDNESDAY, JUNE 8, 2011 –12:00 NOON***

***Board Members Present by Telephone***

Valerie J. Clark, BSN, RHU, LUTCF, Secretary-Treasurer  
Theodore B. Berndt, M.D.  
Michael J. Fischer, M.D.  
Sue Lowden

***Board Members Not Participating***

Charles N. Held, M.D., President  
Benjamin J. Rodriguez, M.D., Vice President  
Javaid Anwar, M.D.  
Beverly A. Neyland, M.D.  
Donna A. Ruthe

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*Staff Present at Board Office in Reno*  
Douglas C. Cooper, CMBI, Executive Director  
Lyn E. Beggs, J.D., General Counsel  
Laurie L. Munson, Chief of Administration and Information Systems

*Staff/Others Present by Telephone*  
Keith D. Marcher, J. D., Chief Deputy Attorney General

Agenda Item 1

CALL TO ORDER AND ANNOUNCEMENTS

- Roll Call/Quorum
- *Valerie J. Clark, BSN, RHU, LUTCF, Secretary-Treasurer*

The meeting was called to order by Secretary-Treasurer Valerie J. Clark, at 12:00 noon.

Ms. Munson took roll call of the Board Members present via telephone and announced there was a quorum.

Agenda Item 2

CONSIDERATION OF HEARING OFFICER'S RECOMMENDATION REGARDING DR. KEVIN R. BUCKWALTER'S MOTION TO DISMISS IN THE MATTER OF *THE NEVADA STATE BOARD OF MEDICAL EXAMINERS VS. KEVIN R. BUCKWALTER, M.D.*, BME CASE NO. 08-12069-1

- *Keith D. Marcher, J.D., Chief Deputy Attorney General*

Neither Dr. Buckwalter nor his counsel was present.

Ms. Clark stated that the purpose of the meeting was to consider the Hearing Officer's recommendation regarding Dr. Buckwalter's Motion to Dismiss.

Mr. Marcher said he wanted to ensure all adjudicating Board Members had reviewed the materials related to the matter – the Motion to Dismiss, the Opposition to the Motion to Dismiss, the Reply to the Opposition, and the Hearing Officer's Recommendation, and if any of them had not or had questions regarding any of documents, to so state at that time. No adjudicating Board Members indicated that they had not read the materials or that they had questions.

Dr. Berndt moved that the Board accept the Hearing Officer's recommendation. Dr. Fischer seconded the motion, and it passed unanimously, with all adjudicating Board Members voting in favor of the motion.

Ms. Clark stated that the recommendation of the Hearing Officer was accepted and the Motion to Dismiss was denied.

Agenda Item 3  
PUBLIC COMMENT

Ms. Clark asked whether there were any members of the public present who would like to make a public comment, and there were none.

ADJOURNMENT

Dr. Fischer moved to adjourn the meeting. Dr. Berndt seconded the motion, and Ms. Clark adjourned the meeting at 12:04 p.m.

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